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6 Attorneys for JOHN SKEEN, PAUL KLEIN, DAVID LUNDQUIST,  
and DAN TOMPKINS, in their individual capacities as Limited Partners  
7 of Novus Ventures II, L.P.

8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 UNITED STATES OF AMERICA,  
13

14 Plaintiff,

15 v.

16 NOVUS VENTURES II, L.P.,  
17

18 Defendant(s).  
19  
20  
21  
22  
23

Civil No: CV 12-cv-00523 LHK

**~~[PROPOSED]~~ ORDER ALLOWING  
SPECIAL AND LIMITED APPEARANCE  
BY COUNSEL OF RECORD FOR JOHN  
SKEEN, PAUL KLEIN, DAVID  
LUNDQUIST, AND DAN TOMPKINS, AND  
ALTERING BRIEFING SCHEDULE ON  
PLAINTIFF'S MOTION FOR  
INJUNCTIVE RELIEF AND  
APPOINTMENT OF SBA AS RECEIVER**

[Filed Concurrently With Stipulation]

24 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

25 Having considered the Stipulation of the Parties filed concurrently herewith:

26 1. Independent counsel of record for the following four of Novus's 95 limited  
27 partners in their individual capacities, John Skeen, Paul Klein, David Lundquist, and Dan  
28 Tompkins ("Limited Partners"), shall be permitted to enter a limited and special appearance in

1 this action in order to (1) file a Limited Appearance on behalf of Novus, as well as Supplemental  
2 Declarations of the Limited Partners, attached to a Supplemental Brief in support Novus's  
3 Opposition to Plaintiff's Motion for Injunctive Relief and Appointment of SBA as Receiver  
4 Under 15 U.S.C. § 687c, which will be limited to the scope of the Supplemental Declarations and  
5 the Opposition; (2) participate in oral argument, to the extent the Court entertains any such  
6 argument, at the hearing on Plaintiff's Motion; and (3) participate in any appeal of the Court's  
7 decision on the Motion; and

8 2. The Limited Appearance, Supplemental Brief, and Supplemental Declarations in  
9 support of Novus' Opposition to Plaintiff's Motion shall be filed on or before **July 5, 2012**.  
10 Plaintiff reserves its right to file a Supplemental Reply to the Limited Appearance, Supplemental  
11 Brief, and Supplemental Declarations on or before **July 16, 2012**. The hearing on Plaintiff's  
12 Motion will remain unchanged from its present date and time – **July 26, 2012 at 1:30 p.m.**

13 The Supplemental Brief in support of Novus' Opposition to Plaintiff's Motion shall not exceed 7  
14 pages. Plaintiff's Supplemental Reply shall not exceed 5 pages.

15  
16 PURSUANT TO STIPULATION OF THE PARTIES, IT IS SO ORDERED.

17 Dated: July 3, 2012.

18   
19 Hon. Lucy H. Koh  
United States District Court Judge